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Contacts	-	9
Ins	-	16
Outs	-	0
	-	9

JOURNAL

OFFICE OF LEGISLATIVE COUNSEL

Friday - 15 April 1977

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1. [] LIAISON Bob Sutter, of the Congressional Research Service, called to request one copy of "USSR: Some Implications of Demographic Trends for Economic Policies" and "Soviet Economic Plans for 1976-80: A First Look." The publications were forwarded to him.

25X1

2. [] LIAISON Received a call from Major Lorin Evans, Legislative Affairs, Office of the Secretary of Defense. Evans said he has been following the subject of Soviet civil defense and asked if he could sit in on the Agency's briefing before the Senate Armed Services Subcommittee on General Legislation on 21 April. After checking with [] DDI/CPS, I explained to Evans that we feel it best that representatives from other agencies not attend unless they would be participants in the briefing. I suggested that Evans check with those people in Defense who follow the subject and felt certain that they could give him the substance of the Agency's position.

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3. [] BRIEFING [] DDI/CPS, called and informed me that [] DDI/OSR, who was to give the prebrief on Soviet civil defense today to staffers on the Senate Armed Services Committee, is ill and his deputy, [] will take his place. I called Larry Smith, the principal staffer who arranged the briefing, and he said that this would be satisfactory.

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4. [] BRIEFING Together with [] DDI/CPS, and [] DDI/OSR, met with Larry Smith and Rhett Dawson, Senate Armed Services Committee staffers, and with Charles Stevenson, from the office of Senator John C. Culver (D., Iowa), and David Fitzgerald, from the office of Senator E. J. (Jake) Garn (R., Utah), who represent their principals on the Committee. The meeting was held to discuss the scope of the briefing on Soviet civil defense which will be given by [] DDI/OSR, on Thursday, 21 April, before the Subcommittee on General Legislation, chaired by Senator Culver. Smith requested that a copy of [] statement be given to the staff on Monday or Tuesday of next week for their review. It was agreed that, before the briefing, they will give us any questions that they may have from their review that might come up during the briefing.

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Journal - Office of Legislative Counsel
Friday - 15 April 1977

Page 2

25X1

5. [] LIAISON Received a call from Mr. George Gilbert, in the office of Senator John C. Culver (D., Iowa), for biographies on Chinese Foreign Minister Huang and the Vice Premier for Economic Planning, Li Hsien Nien. As it was already after hours, and since Mr. Gilbert needed the information urgently, he was directed to pick up the material at my home Friday evening as he was passing through McLean. He stopped at about 7:30 p.m. and received the material from me.

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6. [] LIAISON Delivered a classified copy of the Agency publication entitled "The International Energy Situation: Outlook to 1985", which the President referred to in his news release to the following committees: Senate Select Committee on Intelligence, Senate Appropriations Committee, Senate Armed Services Committee, Senate Foreign Relations Committee, House Appropriations Committee, House International Relations Committee and House Armed Services Committee. Acting on instructions from Mr. Cary, Legislative Counsel, I indicated that there was a limited number of the classified version of the report and that it was being declassified and that we would provide copies of the declassified version early next week.

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7. [] LIAISON Ron Deeton, in the office of Representative Bill Alexander (D., Ark.), called with respect to the press report on the CIA publication on oil reserves and asked if he could get a copy of it for the Congressman. I told him that the report at present was classified, but that perhaps we would be able to provide him an unclassified version and that I would check it out and get back to him.

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8. [] LIAISON Called Charles Snodgrass, House Appropriations Committee staff, to inform him that a preliminary

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[] ng notified Snodgrass that we will attempt to have an answer to his question posed, regarding the payment to [] on Monday.

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SECRET

Journal - Office of Legislative Counsel
Friday - 15 April 1977

Page 3

25X1

9. [] LIAISON Received a call from Thomas Newkurk, Department of Justice, requesting background on CIA Privacy Act regulations. Newkurk wanted to know if all CIA record systems were covered in the Federal Register publication. I informed him that all systems were so published, and referred him to the appropriate Federal Register volume. Newkurk also wanted to know why CIA received an exemption from certain provisions in the Privacy Act when other intelligence agencies did not. Based on my familiarity with the legislative history, I informed Newkurk that the CIA asked for an exemption and other agencies in the Community did not.

Newkurk advised that he is charged with preparing a paper on the Privacy Act as it affects intelligence agencies. When I suggested Newkurk meet with officials more familiar with day-to-day privacy operations, he stated that his deadline did not permit extensive research.

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10. [] LIAISON Called Charles Snodgrass, House Appropriations Committee staff, to advise him that the report entitled, "The International Energy Situation: Outlook to 1985" was referenced in the Presidential press conference today. I told Snodgrass a copy of the classified report would be delivered to the Committee office this afternoon and that an unclassified report was in preparation, and hopefully will be ready by Monday.

I attempted to notify the Senate Appropriations staff, but the offices were closed for the weekend.

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12. [] LIAISON Called Audrey Hatry, Senate Select Committee on Intelligence staff, and received from her a list of the staff to be present at the 18 April briefing on sensitive intelligence collection and covert action programs.

25X1

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Friday - 15 April 1977

Page 4

13. [] LIAISON Sent by courier to Elliot Maxwell, Senate Select Committee on Intelligence staff, an OGC paper on aspects of intelligence sources and methods of the CIA that require protection from unauthorized disclosure.

14. [] LIAISON Sent by courier to William Miller, Staff Director, Senate Select Committee on Intelligence, records control schedule 90-76.

Also sent to William Miller by courier a letter from Robert Gambino, Director of Security, regarding Committee clearance on Mr. Francis J. Kelly.

15. [] LIAISON Called Warren Nelson, Legislative Assistant to Representative Les Aspin (D., Wis.), to comment on a memorandum that the Congressman had been circulating to his colleagues on the Hill. Mr. Nelson had asked for OLC's comments on this memorandum which covered classification, House oversight, and the Hughes-Ryan amendment. In brief, I told Mr. Nelson that we could not endorse any particular position at this stage because the Administration was still in the process of reviewing these matters; however, I said that the memo identified most of the important issues and gave a balanced presentation of each. Mr. Nelson was appreciative of our comments.

16. [] LEGISLATION Called Hilda Schreiber, OMB, to discuss with her the Civil Service Commission letter on H. R. 10, the Hatch Act repeal bill, which we finally received the previous day. I told Ms. Schreiber that, on such short notice, we simply could not formulate an Agency policy on such a delicate matter involving the political rights of all our employees. I said that this was a matter I thought deserved the Director's consideration. She said she understood this and hoped that we could give her some policy guidance as soon as possible.

17. [] LEGISLATION Called Cy Alpa, Department of State congressional liaison office, and Robert Rabben, DOD/OSD, to discuss their views on H. R. 10 and the Civil Service Commission letter on which OMB had requested Agency comments. I determined that the State Department had approved of the Civil Service letter. However, DOD had taken the position that employees assigned to foreign intelligence and national security agencies should remain "Hatched." This was a staff position, and it was to be raised with the Secretary of Defense for his review.

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SECRET

Journal - Office of Legislative Counsel
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Page 4

25X1

18. [] LEGISLATION Along with [] OGC, met with Mark Gitenstein, on the staff of the Senate Select Committee on Intelligence, to discuss in general terms his interest in classification and sources and methods legislation. Mr. Gitenstein indicated that the Select Committee's Subcommittee (or Working Group) on Secrecy and Classification expected to hold its first meeting next week. Mr. Gitenstein expressed an interest in obtaining material on procedures and guidelines for designating and controlling sources and methods information within the Agency. I drew his attention to a secret paper entitled "Aspects of Intelligence Sources and Methods," which had been made available to Elliot Maxwell, also of the Committee staff. I told Mr. Gitenstein I would check on additional information if available and would get back to him.

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19. [] LEGISLATION Talked to Paul Daley, FBI, concerning the Bureau's position on Hatch Act amendments. Mr. Daley said he was unaware that OMB was consolidating Executive agency views on Hatch Act amendments, but that the FBI's position remained unchanged from last Congress--namely, insuring that investigative employees are separated from other employees for continued Hatch Act coverage.

25X1

20. [] LEGISLATION Spoke with Charles Marinaccio, Special Counsel, Senate Committee on Banking, Housing and Urban Affairs, regarding the Committee's report on S. 305. Mr. Marinaccio read to me the two sentences in the report related to our amendment. With one change which he said would be incorporated, I indicated the language was acceptable, and OGC concurred.

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21. [] LEGISLATION Spoke with Hal Ford, on the staff of the Senate Select Committee on Intelligence, regarding editing the remarks made by Senator Adlai Stevenson (D., Ill.) at the S. 305 mark-up on 6 April related to our proposed amendment. I told Mr. Ford specifically where we felt the remarks appeared to be inaccurate or ambiguous. He said he would check with the Senator and get back to me.

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GEORGE L. CARY
Legislative Counsel

cc:

O/DDCI

Ex. Sec.

DDI DDA DDS&T

Mr. Lapham

Mr. Hetu

SA/DO/O

Compt

NIO

IC Staff

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ADDENDUM TO JOURNAL

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25X1

1. [REDACTED] LIAISON Called Charles Horner, on the staff of Senator Daniel Moynihan (D., N.Y.), concerning his request for a briefing on Cuban activities in Puerto Rico. I told Horner that inasmuch as Puerto Rico was a United States' territory, we had no responsibility in this regard and I suggested that he contact the FBI for a briefing on what Cuba was doing in Puerto Rico. Horner said he appreciated my point and would do this. He asked, however, if we would be willing to brief him on the attitude of the Cuban Government toward Puerto Rico and its foreign policy toward the territory, and I told him that we would be willing to do that.

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2. [REDACTED] LIAISON Called Sam Hoskinson, National Security Council staff, to alert him to the fact that Tony Lapham, General Counsel, and I would be meeting with Philip Lacovara and John Nields, on the staff of the House Committee on Standards of Official Conduct, next Wednesday. I reminded Hoskinson that we had sent him a note on this subject. He said he had not had an opportunity to act on our note but would be sure that appropriate people in the White House were advised of our note and of our proposed meeting.

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GEORGE L. CARY
Legislative Counsel

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[REDACTED]
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SA/DO/O
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